


CITY OF NEWPORT DOCKET OF THE COUNCIL MEETING FEBRUARY 8, 2012

The following items of business, filed with the City Clerk under the Rules of the Council, will come before the Council at its regular meeting to be held on February 8, 2012, at 6:30 p.m.

PLEDGE OF ALLEGIANCE TO THE FLAG

CITIZEN'S FORUM: (Speakers must sign in with the City Clerk). The Citizen's Forum period shall be no longer than fifteen minutes and citizens may address the Council on **one subject only and for no longer than three minutes**. Issues to be discussed shall not include matters to be considered or discussed as part of the regular council agenda and must be related to substantive city business. No comments regarding personnel or job performance are allowed.

1. **PUBLIC HEARING:** Recommended 2013-2017 Capital Improvement Program (CIP Document is on City's website; go to Finance Dept., click on  Comprehensive Annual Financial Reports, Capital Improvement Plans, Proposed & Adopted Budgets)
2. **CONSENT CALENDAR.** (THE CONSENT CALENDAR IS APPROVED IN ITS ENTIRETY UNLESS THE COUNCIL REMOVES AN ITEM FOR DISCUSSION. ALL LICENSES ARE GRANTED SUBJECT TO COMPLIANCE WITH ORDINANCES #31-80 AND #98-40.)
 - a. Minutes of the January 25, 2012, Council Meeting (Approve)
 - b. Special Event Licenses:
 - 1) Marketing & Events, Inc., d/b/a Newport Winter Festival; February 17 to 26, 2012, various locations (schedule attached to application)

It is the practice of the Council to meet at 6:20 p.m. in the second-floor Conference Room to discuss docket items. The public is invited to attend. The docket, along with all supporting documents, can be viewed on the City of Newport website: www.cityofnewport.com – “Current Newport City News & Announcements” – Click on “MORE NEWS.” Council Meetings can be viewed on Cox Cable, Channel 18; check local listings for dates and times. A DVD of the Council Meeting will be available at the Newport Public Library within 48 hours of the meeting.

LIVE VIDEO CONFERENCING OF COUNCIL MEETINGS AND WORKSHOPS WILL BE AVAILABLE AT THE NEWPORT POLICE STATION, WHICH IS ACCESSIBLE AND MEETS ADA REQUIREMENTS, **BASED UPON NOTIFICATION TO THE CITY MANAGER'S OFFICE (845-5429) A MINIMUM OF 48 HOURS IN ADVANCE OF THE MEETING.** INDIVIDUALS REQUIRING INTERPRETER OR OTHER ACCOMMODATIONS MUST NOTIFY THE CITY MANAGER'S OFFICE TWO WEEKS IN ADVANCE OF THE MEETING.

- 2) The Pennfield School, Inc., d/b/a The Pennfield School Winterfest Gala; Salve Regina University, Ochre Court, February 25, 2012, from 6:30 p.m. to 10:30 p.m.
 - 3) Island Moving Company, d/b/a Opening Weekend at Rosecliff; Rosecliff, 548 Bellevue Ave., March 2, 2012, from 4:00 p.m. to 5:00 p.m.; March 3, 2012, from 3:00 p.m. to 4:00 p.m. and 7:00 p.m. to 9:00 p.m.; March 4, 2012, from 3:00 p.m. to 4:00 p.m. and 6:00 p.m. to 7:00 p.m.
 - 4) East Bay Met School Parents Group, d/b/a 6th Annual Spaghetti Dinner Fundraiser; East Bay Met School, 1 York St., March 23, 2012, from 5:30 p.m. to 7:30 p.m.
 - 5) America's Cup Event Authority, LLC, d/b/a America's Cup World Series; Fort Adams State Park, June 23 to July 1, 2012, from 11:00 a.m. to 7:00 p.m.
- c. Private Detective License, New, Kevin P. Sullivan, 33 Beacon Hill Road, Newport
 - d. Communication from the Finance Director, re: Federal Single Audit Reports (Receive)
 - e. CRMC Public Notice, re: RI Airport Corp. request for Army Corps of Engineers for a permit as part of the proposed T.F. Green Airport expansion project within the City of Warwick. (Receive)
 - f. Claims: (Receive and refer to the City Solicitor)
 - 1) Frances Moy
 - 2) Clint Trudeau
 - 3) Melinda Reis
 - 4) James Rozes

LICENSES & PERMITS

3. Application of NDC Enterprises, d/b/a Norey's, 156 Broadway, for an Annual Class A (indoor) Entertainment License. (Second Hearing)

4. Application of @ The Deck, LLC, d/b/a @ The Deck, 1 Waite's Wharf, to expand its Class A & B Entertainment License by increasing the maximum decibel level, from 65 to 75. (Continued from Jan. 25, 2012; First Hearing)
-- **Letters of Objection (to Items 4, 5 and 6)**
 - a) John Nicolace, 16 Coddington Wharf
 - b) Chandler Hovey, 11 Kirwin's Lane
 - c) Mike and Marion Maroney, 13 Coddington Wharf
 - d) Caryn Johnston Leahy, David Leahy, 26 Coddington Wharf, #1N, #1S
 - e) Connie and Rick Bischoff, 31 Coddington Wharf, Unit 29
 - f) William and Janice Gaffney, 31 Coddington Wharf, Unit 27
 - g) Lauren and David Thill, 31 Coddington Wharf, Unit 22
 - h) Susan Zacharias, 26 Coddington Wharf
 - i) Richard A. McStay, 31 Coddington Wharf, Units 9 & 10
 - j) Molly and Guillaume de Ramel, 29 Howard St.
 - k) Benjamin C. Riggs, Jr., 15-D Harrington St. (unless at the very least there is a 10 p.m. restriction for outdoor entertainment)
 - l) Catherine Winters, Roseneath Ave.
 - m) Alliance for a Livable Newport
 - n) Susan Dye, 40 Dearborn St.
5. Application of Dockside North, d/b/a Riptides, 25 Waite's Wharf, Unit B, to expand its Class A & B Entertainment License by increasing the maximum decibel level, from 65 to 75. (Continued from Jan. 25, 2012; First Hearing)
6. Application of Waite's Wharf Grille, LLC, d/b/a The Boat Dockside, 25 Waite's Wharf, Unit A, for a Class B (outdoor) Entertainment License to allow entertainment on the 30' x 90' Pier off the west side of the building. (Continued from Jan. 25, 2012; First Hearing)
7. Application of Newport Waterfront Landing, Inc., d/b/a The Landing, 30 Bowen's Wharf, to expand its victualing license by 1,248.5 sq. feet to an area on the harbor side of the west end of the wharf building, including inside the wharf building and the covered deck at the terminus of the wharf building (in conjunction with expansion of its liquor license)

COMMUNICATIONS AND PETITIONS

8. Communication from Becky A. Hanos requesting an amendment to Section 5.46 of the Codified Ordinances to permit Farmers' Markets on the premises of Class D alcoholic beverage licenses.

9. Communications from the Newport Energy and Environment Commission, re:
 - a) Asking the Council to support, in principle, the Commission's recommended vision statement for encouraging sustainable special events in Newport.
 - b) Asking the Council to endorse the Aquidneck Island Planning Commission in its endeavors to secure funding for an Energy Clearinghouse.
10. Communication from the Aquidneck Island Planning Commission, re: Aquidneck Island Regional Traffic Management Plan

11. **APPOINTMENTS TO BOARDS AND COMMISSION**

Hospitality Commission – Reappointment of Joyce Zimmerman

Planning Board (1 Vacancy) – Applicants: Timothy J. Burns, Katherine Petrie

Economic Development Working Group – Sarah Atkins, Stephen Kirby, Paul Arden, Brad Cherevaty, Councilor Naomi Neville, City Manager Jane Howington

ORDINANCES

12. Amending Ordinance No. 2011-011, Appropriating Revenues of the City of Newport for Fiscal Year July 1, 2011, through June 30, 2012 – Water Fund (Second Reading)
13. Amending Chapter 12.36.050 of the Codified Ordinances, entitled, "Newport Tree and Open Space Commission, Section 12.36.050, Paragraph A., "Establishment," to reduce the number of members on the commission, from twelve to nine. (First Reading)

COMMUNICATIONS FROM THE CITY MANAGER

14. Communication #4952/12, re: CRMC File No. 2011-12-002—Application of Driftwood Condominium Assoc., 58 Washington St., to Construct/Maintain Boating Facility, Fixed Timber Pier, Ramp and Floating Dock.

15. Communication #4953/12, re: Bid Award for Tall Ship Mooring Repair (with accompanying resolution)
16. Communication #4954/12, re: RI Office of Energy Resources EECBG Sub-Grant Agreement (with accompanying resolution)
17. Communication #4955/12, re: Bid Award for Newport Harbor Center (Armory) HVAC System (with accompanying resolution)

ADJOURN AS COUNCIL AND CONVENE AS BOARD OF LICENSE COMMISSIONERS

BOARD OF LICENSE COMMISSIONERS

LICENSES & PERMITS

1. Application for a Class F-1 Daily Liquor License, Island Moving Company, d/b/a Opening Night at Rosecliff; Rosecliff, 548 Bellevue Ave., March 2, 2012, from 4:00 p.m. to 5:00 p.m.; March 3, 2012, from 3:00 p.m. to 4:00 p.m. and 7:00 p.m. to 9:00 p.m.; March 4, 2012, from 3:00 p.m. to 4:00 p.m. and 6:00 p.m. to 7:00 p.m.
2. Application of Newport Waterfront Landing, Inc., d/b/a The Landing, 30 Bowen's Wharf, to expand its alcoholic beverage license by 1,248.5 sq. feet to an area on the harbor side of the west end of the wharf building, including inside the wharf building and the covered deck at the terminus of the wharf building. (Hearing)

COMMUNICATIONS FROM THE CITY MANAGER

3. Communication #4948/12, re: Show Cause Hearing – Billy Goode Company, Inc. (Continued from Jan. 25, 2012)
4. Communication #4949/12, re: Show Cause Hearing – NWPT, Inc., d/b/a One Eighty (Continued from Jan. 25, 2012)

ADJOURN

Kathleen M. Silvia
City Clerk

February 1, 2012